Docket No.: 2283/500

Examiner:

C-Collins

Art Unit: 1638

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Dirk Inze, et al

Serial No.:

09/530,209

Corresponding to International

Application No.: PCT/EP98/06749

International

Filing Date:

October 23, 1998

For

A NOVEL MITOGENIC CYCLIN AND USES

THEREOF

**Assistant Commissioner for Patents** Washington, D.C. 20231

## STATEMENT UNDER 37 C.F.R. § 1.825(a) AND (b)

Sir:

The undersigned states that the substitute paper and computer readable form (CRF) of the Sequence Listing submitted herewith, are fully supported by the application as filed and include no new matter.

Further, the undersigned states that the information recorded in the CRF, submitted herewith, is identical to the paper copy of the Sequence Listing, also submitted herewith.

Respectfully submitted,

Dated: April 6, 2001

Registration No. 34,697

Nixon Peabody LLP 990 Stewart Avenue

Garden City, New York 11530-4838

Telephone: (516) 832-7572

ARP/mm

Facsimile: (516) 832-7555

G190345.1

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

that the attached correspondence is being deposited with the U.S. Postal Service as first class mail

under 37 C.F.R. § 1.8 and addressed to:

Assistant Commissioner for Patents, Washington, D.C. 20231.

ia S.M



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Dirk Inze, et al	) Esaminer:
Serial No.:	09/530,209	) C. Collins
		) Art Unit:
Corresponding to		) 1638
International		)
Application N	o.:PCT/EP98/06749	)
International		)
Filing Date:	October 23, 1998	)
For :	A NOVEL MITOGENIC CYCLIN AND USES THEREOF	) ) )
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**Assistant Commissioner for Patents** Washington, D.C. 20231

> RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures dated March 7, 2001, Applicants are submitting herewith a substitute paper copy of the Sequence Listing and the corresponding computer readable form (CRF) of the Sequence Listing.

Also submitted herewith is a preliminary amendment directing entry of the paper copy into the above-captioned application. In addition, Applicants are submitting herewith a statement under 37 C.F.R. § 1.825(a) and (b) that the information recorded in the CRF is

## **CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I certify that the attached Response To Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures is being deposited on April 6, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. § 1.8 and addressed to Assistant Commissioner for Patents, Washington D.C. 20231.

Mària I. Matos

identical to the substitute paper copy of the Sequence Listing and that the submission of both the substitute paper copy and the CRF does not introduce new matter to the application as originally filed.

Respectfully submitted,

Ann R. Pokalsky

Registration No. 34, 697

Dated: April 6, 2001

Nixon Peabody LLP 990 Stewart Avenue Garden City, New York 11530-4838

Telephone: (516) 832-7572 Facsimile: (516) 832-7555

ARP/mm

OIPE				
**	Application No.	Applicant(s)	<del></del>	
APR 1 0 2001 Expotice to Comply	09/530,209	INZE ET AL.		
it	Examiner	Art Unit		
NOTICE TO COMPLY WITH PEOUREMENTS	Cynthia Collins	1638	INING	
NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES				
Applicant must file the items indicated below within the ti avoid abandonment under 35 U.S.C. § 133 (extensions of	me period set the Office action to of time may be obtained under the	which the Notice provisions of 37	is attached to CFR 1.136(a)).	
The nucleotide and/or amino acid sequence disclosure c for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.8	ontained in this application does (25 for the following reason(s):	not comply with th	ne requirements	
1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).				
<ul> <li>2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).</li> </ul>				
3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).				
4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."				
∑ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).				
6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).				
7. Other:				
Applicant Must Provide:  ☑ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".				
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A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).				
For questions regarding compliance to these requirements, please contact:				
For Rules Interpretation, call (703) 308-4216 For CRF Submission Help, call (703) 308-4212 PatentIn Software Program Support Technical Assistance				
To Purchase Patentin Software	703-207-0200			
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